

EXHIBIT 1



Entered on Docket
March 07, 2008

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA Commercial Mortgage Company,
USA Capital Realty Advisors, LLC,
USA Capital Diversified Trust Deed Fund, LLC,
USA Capital First Trust Deed Fund, LLC,¹
USA Securities, LLC,²
Debtors.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR¹
Case No. BK-S-06-10729-LBR²

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

**ORDER SUSTAINING
SEVENTEENTH OMNIBUS
OBJECTION OF THE USACM
LIQUIDATING TRUST TO CLAIMS
FOR LACK OF DOCUMENTATION**

Date: February 21, 2008
Time: 9:30 a.m.

¹ This bankruptcy case was closed on October 12, 2007.

² This bankruptcy case was closed on December 26, 2007.

- The USACM Liquidating Trust (the “USACM Trust”) filed its Seventeenth Omnibus Objection to Claims for Lack of Documentation [DE 5589] (the “Objection”) on January 7, 2008. Appropriate notice of the Objection was given. No oppositions to the Objection were received by USACM Trust counsel or filed with this Court. The Objection came before the Court for hearing on February 21, 2008 at 9:30 a.m. Good cause appearing, it is

ORDERED:

- Sustaining the USACM Trust’s Seventeenth Omnibus Objection to Claims for Lack of Documentation; and

- Disallowing the Proofs of Claim listed on the attached Exhibit A without prejudice to any rights the claimants listed in Exhibit A may have as Direct Lenders in a particular loan.

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PREPARED AND SUBMITTED:

LEWIS AND ROCA LLP

By: /s/ RC (#0006593)

Susan M. Freeman

Rob Charles

John Hinderaker

Attorneys for USACM Liquidating Trust

CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 9021

In accordance with Local Rule 9021, the undersigned certifies:

- ☐ The Court waived the requirements of approval under LR 9021.
- ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.
- ☒ No opposition was filed to the motion and no other party or counsel appeared at the hearing.
- ☐ I have delivered a copy of this proposed order to all attorneys and unrepresented parties who have appeared at the hearing, and any trustee appointed in the case, and each has approved or disapproved the order, or failed to respond, as indicated below:

LEWIS AND ROCA LLP

By: /s/ RC (#0006593)
Susan M. Freeman
Rob Charles
John Hinderaker
Attorneys for USACM Liquidating Trust

USACM Liquidating Trust ORDER SUSTAINING SEVENTEENTH OMNIBUS OBJECTION OF THE USACM LIQUIDATING TRUST TO PROOFS OF CLAIM FOR LACK OF DOCUMENTATION BK-S-06-10725-LBR			
<u>Creditor Name</u>	<u>Claim No.</u>	<u>Date Filed.</u>	<u>Amount</u>
Douglas Carson Trust c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01320	11/10/06	Amount Not Stated
Laurie Carson c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01325	11/10/06	Amount Not Stated
Douglas Carson c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01326	11/10/06	Amount Not Stated
MacDonald Center for the Arts and Humanties c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01319	11/10/06	Amount Not Stated
Doyle Family Trust 9/23/99 c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01327	11/10/06	Amount Not Stated
92173 Trust (1) c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01328	11/10/06	Amount Not Stated
42145 Trust c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01329	11/10/06	Amount Not Stated

EXHIBIT A

USACM Liquidating Trust ORDER SUSTAINING SEVENTEENTH OMNIBUS OBJECTION OF THE USACM LIQUIDATING TRUST TO PROOFS OF CLAIM FOR LACK OF DOCUMENTATION BK-S-06-10725-LBR			
<u>Creditor Name</u>	<u>Claim No.</u>	<u>Date Filed.</u>	<u>Amount</u>
Thomas Rehn 15405 West Robertson Drive Sun City, Arizona 85375-3036	10725-01337	11/13/06	136,645.00
Thomas Rehn 15405 West Robertson Drive Sun City, Arizona 85375-3036	10725-01338	11/13/06	136,645.00